

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6343 of 2019

Arising Out of PS. Case No.-211 Year-2018 Thana- DUMARIAGHAT District- East
Champaran

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Santosh Kumar, age about 22 years, Gender-Male, Son of Bhailal Yadav,
Resident of Village - Gangapatti, P.S. and District- Supaul.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ranjit Kumar Yadav
For the Opposite Party/s : Mr.Sangeeta Sharma

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 05-02-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is languishing in custody since
11.12.2018 in a case registered for the offences punishable
under Sections 272, 273/34 of the Indian Penal Code and
Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

It is alleged that from a Maruti Suzuki car, in which
four FIR named accused persons including the petitioner were
travelling, 187.725 litres of illicit foreign liquor were recovered.

It is submitted by learned counsel for the petitioner
that the petitioner is neither the owner nor the driver of the
vehicle in question, statement to that effect has been made in
paragraph 8 of the petition. A statement has been made in



paragraph 3 of the petition that the petitioner is not having any criminal antecedent.

Learned APP submits that the recovery has been made from a car in which petitioner was travelling along with three other co-accused persons.

Considering the fact that the car is not found registered in the name of the petitioner and the period under custody, coupled with the statement made in paragraph 3 of the petition that the petitioner is not having any criminal antecedent, let the above named petitioner be released on bail, on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-7th cum Special Judge, Excise, East Champaran, Motihari in connection with Dumariyaghat P.S. Case No. 211 of 2018.

(Dinesh Kumar Singh, J)

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